



U.S. CONSUMER PRODUCT SAFETY COMMISSION
WASHINGTON, DC 20207

Record of Commission Action
Commissioners Voting by Ballot*

Commissioners Voting: Chairman Hal Stratton
 Commissioner Thomas H. Moore

ITEM:

Proposed Settlement: New ICM L.P.
(Briefing package dated December 13, 2004, OS No. 4384)

DECISION:

The Commission voted unanimously (2-0) to provisionally accept a Consent Order Agreement with New ICM Limited Partnership (New ICM) of El Campo, Texas to settle allegations that New ICM violated section 3 of the Flammable Fabrics Act (FFA), 15 U.S.C. §1192(a), by manufacturing and selling children's sleepwear that did not comply with the Children's Sleepwear Standards, 16 C.F.R. Parts 1615 and 1616. Under the terms of the Consent Order Agreement, New ICM has agreed to cease and desist from manufacturing for sale, selling, offering for sale in commerce, or importing into the United States or introducing, delivering for introduction, transporting or causing to be transported, in commerce, any product, fabric, or related material that fails to comply with the FFA and the underlying regulations. If the firm violated the Consent Order Agreement it is subject to a liquidated damages provision.

For the Commission:

A handwritten signature in black ink, appearing to read "Todd A. Stevenson".

Todd A. Stevenson
Secretary

* Ballot vote due December 23, 2004